

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN**

ALVIN BALDUS, CINDY BARBERA,
CARLENE BECHEN, ELVIRA BUMPUS,
RONALD BIENSDEIL, LESLIE W. DAVIS III,
BRETT ECKSTEIN, GLORIA ROGERS,
RICHARD KRESBACH, ROCHELLE MOORE,
AMY RISSEEUW, JUDY ROBSON, JEANNE
SANCHEZ-BELL, CECELIA SCHLIEPP, and
TRAVIS THYSSEN, RON BOONE, VERA BOONE,
EVANJELINA CLEERMAN, SHEILA COCHRAN,
MAXZINE HOUGH, CLARENCE JOHNSON,
RICHARD LANGE, and GLADYS MANZANET,

Plaintiffs,

TAMMY BALDWIN, GWENDOLYNNE MOORE,
and RONALD KIND,

Intervenor-Plaintiffs,

v.

Case No. 11-CV-562
JPS-DPW-RMD

Members of the Wisconsin Government Accountability
Board, each only in his official capacity:
MICHAEL BRENNAN, DAVID DEININGER,
GERALD NICHOL, THOMAS CANE,
THOMAS BARLAND, TIMOTHY VOCKE and
KEVIN KENNEDY, Director and General Counsel for the
Wisconsin Government Accountability Board,

Defendants,

F. JAMES SENSENBRENNER, JR., THOMAS E. PETRIS,
PAUL D. RYAN, JR., REID J. RIBBLE, and SEAN P. DUFFY,

Intervenor-Defendants.

VOCES DE LA FRONTERA, INC., RAMIOR VARA,
OLGA VARA, JOSE PEREZ, and ERICA RAMIREZ,

Plaintiffs,

v.

Case No. 11-CV-1011
JPS-DPW-RMD

Members of the Wisconsin Government Accountability Board, each only in his official capacity:
MICHAEL BRENNAN, DAVID DEININGER,
GERALD NICHOL, THOMAS CANE,
THOMAS BARLAND, TIMOTHY VOCKE and
KEVIN KENNEDY, Director and General Counsel for
the Wisconsin Government Accountability Board,

Defendants.

**INTERVENOR-PLAINTIFFS BALDWIN, KIND AND MOORES’
RULE 26 DISCLOSURES**

Pursuant to Federal Rules of Civil Procedure 26(a)(1) and (2) intervenor-plaintiffs make the following initial disclosures:

1. Rule 26(a)(1)(A)(i) – the name and address and telephone number of each individual likely to have discoverable information that the disclosing party may use:
 - a. Intervenor-plaintiffs incorporate all names submitted by plaintiffs in their Rule 26(a)(1)(A)(i) disclosure dated November 16, 2011.
 - b. Intervenor-plaintiffs incorporate all names submitted by defendants in their Rule 26(a)(1)(A)(i) disclosure dated November 25, 2011.

Intervenor-plaintiffs reserve the right to identify any additional witness disclosed in any of the documents produced in this litigation by defendants or third parties.

2. Rule 26(a)(1)(A)(ii) – a copy or a description of all documents that may be used to support intervenor-plaintiffs’ claims.

All of the documents or other materials subject to this Rule that intervenor-plaintiffs may use are public records-including census data and legislative proposals or enactments-or, if not public records, are not in intervenor-plaintiffs “possession, custody or control” and, therefore, not subject to the Rule. Rather, they are in the possession, custody or control of defendants or third parties, which are subject to the discovery process. The only exception to this disclosure is the privileged work product of intervenor-plaintiffs’ expert witnesses.

3. Rule 26(a)(1)(A)(iii) – a computation of each category of damages sought by the intervenor-plaintiffs.

Intervenor-plaintiffs do not seek monetary damages; rather, they seek only declaratory and injunctive relief and, upon the entry of an appropriate order, an award of attorneys’ fees and costs pursuant to federal law.

4. Rule 26(a)(1)(A)(iv) – any insurance agreement that may be relevant.

Intervenor-plaintiffs are aware of none.

5. Rule 26(1)(2) – the identity of any witnesses who may be used at trial to present evidence under Federal Rules of Evidence 702, 703 or 705.

Intervenor-plaintiffs’ expert witness will be Erik Nordheim, 5418 Old Middleton Road, Madison, Wisconsin 53705. The report required by Rule 26(a)(2)(B) will be submitted no later than December 14, 2011, pursuant to the scheduling order of November 14, 2011.

Intervenor-Plaintiffs make the Rule 26 disclosures based upon the knowledge and information now reasonably available to them. Accordingly, intervenor-plaintiffs reserve the right to supplement this disclosure in accordance with the Federal Rules of Civil Procedure and the local rules of this Court, including the identification of additional witnesses and experts in response to the defendants’ Rule 26 disclosures. These initial disclosures are provided without

prejudice to intervenor-plaintiffs' right to introduce at a hearing or at trial any evidence that is subsequently discovered.

Dated this 2nd day of December, 2011

LAWTON & CATES, S.C.

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